

COLLEGE OF
MARIN

**Board of Trustees Meeting
June 12, 2007
Minutes**

A. Board Study Session

1. Call to Order, Roll Call and Adoption of Agenda

The meeting of the Board of Trustees of the Marin Community College District was called to order at 1:15 p.m. by Board President Treanor in the cafeteria at the Kentfield campus, all members having received notice as prescribed by law. All publicly elected Trustees were present in addition to Hoa-Long Tam, the new Student Trustee-elect.

2. Project Status Updates

The Board was updated on the status of the following projects:

- a. Main Building at IVC by Charles Higuera and Tim Craig of VBN Architects and Aditya Advani (landscape architect) of Royston, Hanamoto, Alley & Abey (RHAA).
- b. Transportation Technology Complex at IVC by Dara Youngdale and Mike McGuire of Hardison, Komatsu, Ivelich & Tucker (HKIT).
- c. Fine/Performing Arts Buildings at Kentfield by Donn Logan of Marcy Wong & Donn Logan Architects (MWDL).
- d. New bridge on the west side of the campus across Corte Madera Creek by Don Curry of CSW/Stuber-Stroeh Engineering, Inc.
- e. Signage plan for both campuses by Kate Keating of Kate Keating Associates.

Copies of these presentations are posted on our website.

Board members asked questions, made suggestions, and offered feedback on the drawings and models. Board President Treanor asked staff to provide written responses, including budget considerations, to concerns expressed by Board members.

- g. Don Flowers, Maintenance Supervisor, reviewed the 2009-2013 Five-Year Construction Plan which we are required to submit to the State Chancellor's Office by July 1. Our plan includes one Initial Project Proposal for state funding for a Child

Development Center at the Larkspur Annex and one Final Project Proposal for state funding for the Gateway Complex at Kentfield (replacement buildings for Administration, Olney Hall, Business/Management Center, and Harlan Center). Trustees asked questions and provided feedback.

Rob Barthelman of Steinberg Architects reviewed plans for the Gateway Complex (copy of presentation on website) and responded to Board member questions and comments.

- h. V-Anne Chernock, Director of Modernization, presented a LEED update to the Board, focusing on current status and next steps (copy of presentation on website). Director Chernock answered questions posed by Board members and responded to comments.

The Study Session was recessed at 4:35 p.m.

B. Closed Session

1. Call to Order, Roll Call, Adoption of Agenda, Closed Session

Board President Treanor reconvened the meeting of the Board of Trustees of the Marin Community College District at 4:45 p.m. in the SS A&B Conference Rooms in the Student Services Building on the Kentfield campus. All publicly elected Trustees were present. Dr. Frances White, Al Harrison, Anita Martinez, Linda Beam, and Larry Frierson were also in attendance.

There was no one present who wished to address the Board on the items listed to be discussed in closed session, and the Board went into closed session.

The closed session recessed at 6:40 p.m.

C. Regular Meeting

1. Reconvene in Open Session, Adoption of Agenda, Administration of Oath of Office to Student Trustee.

The meeting of the Board of Trustees of the Marin Community College District was reconvened in open session at 6:55 p.m. in the cafeteria on the Kentfield campus by Board President Treanor. She announced that the meeting was being recorded to facilitate the preparation of minutes. All Trustees were present, including Student Trustee-elect Tam.

M/s (Dolan/Hayashino) to approve the agenda with these changes:

- Action item 13.B.4.a was moved up on the agenda to follow the Board Study Session on the proposed Project Stabilization Agreement.
- Items 12.I, J and N were moved from the Consent Calendar to the Action Calendar as items 13.E, F and G.
- Action item 13.B.4.c was pulled from the agenda.

The motion passed unanimously.

Board President Treanor administered the Oath of Office to Hoa-Long Tam, the new Student Trustee.

2. Approval of Minutes and Report of Closed Session

M/s (Dolan/Hayashino) to approve the minutes of the May 15, 2007 Board meeting. The motion passed unanimously.

Board Clerk Kranenburg reported that the Board had met in closed session earlier that afternoon on the items listed on the agenda, and that no action was taken.

3. Citizens' Requests to Address the Board on Non-Agenda Items

Karen van Kriedt, CSEA President, addressed the Board re. concerns about the CSEA contract not being honored in the areas of compensation for working out-of-class, reclassification, and the Equity Study. A copy of Ms. Van Kriedt's statement is attached to the minutes as part of the official record.

Tim West of SEIU 1021 introduced himself to the Board, noting that he will be negotiating with the District on behalf of SEIU, and that he hopes for fair and equitable treatment for SEIU members.

4. Board Reports and/or Requests

a. Commendation Resolutions and Other Resolutions

None

b. Legislative Report.

None

c. Committee Chair Reports

Board President Treanor reminded the Trustees to provide her with written comments on Grand Jury Report issues.

d. Individual Reports and/or Requests

Trustee Kranenburg reported that the Ad Hoc Budget Committee had recently met and that several Trustees attended the Golden Bell Awards dinner.

Board President Treanor reported that she had received a request from JoAnn London to participate in a meeting with EAH re. senior housing at IVC. Trustees Long, Moore, Treanor, and Brockbank expressed interest in participating in this meeting.

Trustee Long thanked Dr. White and the staff for all of their work on graduation and other end-of-year events. She asked to amend the "Housing at IVC" portion of the minutes of the May 15, 2007 meeting as follows:

"The Board also suggested that Ms. Swenson and her associates seek philanthropist funding (**i.e., Marin Community Foundation**) for a consultant to develop a more concrete proposal (including funding) for a joint use project to present to the Board. **Trustee Long offered to help as a community member and to visit Mackey Terrace.**"

Trustee Dolan commented on the excellent graduation ceremony and stated that she particularly enjoyed the speeches of Betty Goerke, Board President Treanor, and the student speaker.

e. CEO Report to Board on WASC Compliance

President White reported that we are putting documents together for our Progress Report which is due to the Accreditation Commission on October 15. We hope to have a draft ready by August.

5. Chief Executive Officer's Report

Dr. White called the Board's attention to her written report in their packets.

a. Staff Reports

1) COMet Update

Al Harrison, Vice President of College Operations, reported that we are testing the financial module this month before going live July 1 and that everything is going well.

2) Modernization Update

Rich Graziano, Swinerton Project Manager, summarized results of the recent geothermal study on both campuses which were very positive.

3) Update on Media Center Discussions with the Marin Telecommunications Agency

Frank Crosby updated the Board on efforts to bring a media center to our campus in conjunction with the Marin Telecommunications Agency (MTA). He has submitted (on behalf of COM) a Joint-Use Agreement Proposal to the MTA and reported that we will be working on a Memorandum of Understanding.

4) Office of Civil Rights Draft Resolution Agreement

Linda Beam, Executive Dean of Human Resources & Labor Relations, reviewed the OCR draft resolution agreement (in response to a 2005 gender equity complaint in our PE Department) in the Board packets. She noted that we will initiate two new sports: women's volleyball and co-ed tennis.

5) Response to Grand Jury Report

Dr. White called the Board's attention to the draft copy of the administrative response to the Grand Jury in their Board packets, noting that this needs to be completed by the June 26 Board meeting.

6. Academic Senate Report

No report.

7. Classified Senate Report

Kathleen Kirkpatrick, Classified Senate President, thanked the Board for the resolution passed last month recognizing classified staff in honor of Classified School Employees Week. She reported on the Classified Staff Appreciation Picnic held on June 6 and described a summer fitness program called "Boogie to Baja" that the Classified Senate

will be sponsoring as a community-building project. A copy of Ms. Kirkpatrick's statement is attached to the minutes as part of the official record.

8. Student Senate and Student Association Report

Student Trustee Tam announced the winners of the student government elections held last month and stated that he will become President of the Student Senate on July 1. He noted several goals of the Student Senate for the coming year: to improve communication, reduce costs, increase participation at the statewide level, promote the sustainability portion of the bond, and improve disabled access.

Inna Shapiro, the new ASCOM President, introduced herself and shared some of ASCOM's goals for the coming year: making student government more united, growing the budget, and sending more students to conferences.

9. COM Foundation Report

No report.

10. Board Study Session

a. Project Stabilization Agreement

(1) Presentation by Swinerton on Fact-Finding Study

Jeff Gee of Swinerton Management & Consulting and Mike Vlaming of Scarth-Lyons & Associates made a presentation (copy on website) entitled "Comments on a Project Stabilization Agreement for the Marin County Community College District" and responded to Trustee comments and questions. Dr. Anita Grier, President of the Board of Trustees of City College of San Francisco, Richard Holober, Vice President of the Board of Trustees of the San Mateo Community College District, and Charles Ramsey, a Trustee on the Board of the West Contra Costa School District, shared their positive experiences with project labor agreements (PLA's) in bond implementation in their districts.

13.B.4.a M/s (Hayashino/Brockbank and Kranenburg) to Authorize Project

Stabilization Agreement. The following members of the public spoke in favor of this item: Jack Buckhorn, Paul Cohen, Sandra Benson, Tom Curran, Anisa Thompson, Tangi Tunoa, Dennis Rose, Dan Shea, Michael Allen, and Andre Gardner. These individuals spoke in opposition to the PSA agenda item: Eric Christen, John Braun, Frank Tallarida, and Basia Crane. Mr. Buckhorn's written statement is attached to the minutes as part of the official record.

Board members expressed their opinions on the PSA staff recommendation. Trustee Brockbank submitted a written statement which is attached to the minutes as part of the official record. Trustee Hayashino offered and later withdrew a friendly amendment to allow staff to consider and identify additional projects to include under a PSA. She withdrew the amendment with the understanding that many items need to be negotiated and that in the future we may be looking at other projects to include in a PSA.

The original motion was approved by a vote of 6-1 (plus an advisory aye vote by Student Trustee Tam) with Trustee Dolan casting the no vote. Trustee Dolan stated that her reason for opposing this agenda item is that she sees a PSA as

discrimination.

11. Items for Possible Future Board Agendas

- a. Reserve Policies
- a. Unfunded Liability Options
- b. Budget Presentation & Approval of Tentative Budget (June 26)

12. Consent Calendar Items (Roll Call Vote)

M/s (Hayashino/Brockbank) to approve all items on the Consent Calendar. The motion passed unanimously with a roll call vote (7-0) plus an advisory aye vote by Student Trustee Tam.

A. Calendar of Upcoming Meetings & Other Special Events

All regular Board meetings are at 6:30 p.m. with Board Retreats (Special Meetings) and other special events as noted:

June 26	Board Study Session – 1:00 to 5:00 p.m. – Ohlone 106, IVC Regular Meeting – 6:30 p.m. – Ohlone 106, IVC Tentative Budget Adoption
July 17	Regular Meeting – 6:30 p.m. – Staff Lounge, Deedy Student Services, Kentfield
August 28	Regular Meeting – 6:30 p.m., Ohlone 106, IVC Final Budget Adoption
September 18	Regular Meeting – 6:30 p.m. – Staff Lounge, Deedy Student Services, Kentfield
October 9	Regular Meeting - 6:30 p.m. – Ohlone 106, IVC
November 13	Regular Meeting – 6:30 p.m. – Staff Lounge, Deedy Student Services, Kentfield
December 11	Organizational and Regular Meetings – 6:30 p.m. – Staff Lounge, Deedy Student Services, Kentfield

Other Special Events:

Dental Assisting Graduation Ceremony – June 21, 6:30 p.m., Student Services Courtyard, Kentfield Campus

B. Classified Personnel Recommendations. Approve the Classified Personnel Recommendations:

- 1. Permanent Reassignment of Classified Personnel
- 2. Temporary Increase/Decrease in Assignment/Salary for Classified Personnel
- 3. Resignation/Separation of Classified Personnel

C. Educational Management Personnel Recommendations. Approve the Educational Management Personnel Recommendations.

- 1. Appointment and/or Change of Educational Management Personnel
- 2. Resignation/Retirement of Educational Management Personnel

D. Academic Personnel Recommendations

1. Resignation/Retirement of Academic Personnel
2. Phased-In-Early Retirement of Academic Personnel

E. Short-Term Hourly Positions

F. Budget Transfers – Month of May - FY 2006/07

G. Warrant Approval for Month of May 2007

H. Declaration of Surplus Property – Miscellaneous Equipment

K. Authorization to Initiate Projects (Measure C)

- I. Authorization to Bid - none

L. Miscellaneous (Measure C) – none

M. Approve Purchase Order for Printing of Fall, Winter, Spring and Summer 2007-08 Community Education Schedules

13. Other Action Items

A. Approve Barnes & Noble Bookstore Agreement Renewal

M/s (Brockbank/Hayashino) to move this item to the June 26 meeting to allow time for counsel to review the contract. The motion passed unanimously.

B. Modernization (Measure C) Contracts

1. M/s (Long/Kranenburg) to approve **Professional Services Contracts C.13.B.1.a(i), C.13.B.1.b(i) & (ii), C.13.B.1.e(i), (ii) & (iii)**. The motion passed unanimously.

a. New Short Form Contracts

- i) **Austin Science Center Roof Condition Survey Project 850E Design Services – McGinnis Chen Associates, Inc.**

b. New Long Form Contracts

- i) **Science-Math-CP Complex Project #305A Design Services – ED2 International Architects/Planners**
- ii) **Master Signage Planning Services Design Services – Kate Keating Associates, Inc.**

c. Full Contracts/Ratifications – none

d. Amendments (Short Form Contract) - none

e. Amendments (Long Form Contract)

- i) **Geothermal Exchange Field Projects at Kentfield & IVC Design Services – Alfa Tech Cambridge Group – Amendment #10**
- ii) **Landscape Site Work Project #413A Design Services – Royston, Hanamoto, Alley & Abey (RHAA) – Amendment #4**
- iii) **Indian Valley Campus and Kentfield Site Projects Engineering Services CSW Stuber-Stroeh – Amendment #8**

2. Construction Contracts

- a. Bid Awards
 - i) **Project Approval Authorization to Bid Pre-Authorization to Award POMO 4 Roof Replacement Project #402B**
M/s (Long/Kranenburg) to **Approve POMO Roof Replacement Project #402B, Authorize Bidding and Pre-Authorize Award.**
The motion passed unanimously.
- b. New Contracts - **none**
- c. Full Contracts/Ratifications - **none**
- d. Change Orders – **none**
- e. Notices of Completion – **none**

3. Authorization to Initiate Projects

- a. Authorization to Bid – **none**
- 4. b. M/s (Long/Kranenburg) to **Approve Submittal of 2009-2013 Five-Year Construction Plan with IPP and FPP.** The motion passed by a vote of 6-1 with Trustee Dolan casting the no vote (plus an advisory aye vote by Student Trustee Tam).
- d. M/s (Long/Kranenburg) to **Approve Budget Transfer for Technology Infrastructure Plan and Standards.**
The motion passed unanimously.

C. Public Hearing on MCCD/CSEA 196 Collective Bargaining Agreement

Board President Treanor opened the public hearing for comment. There being no one who wished to speak on this issue, she then declared the public hearing closed.

D. Public Hearing on MCCD/SEIU 1021 Collective Bargaining Agreement

Board President Treanor opened the public hearing for comment. There being no one who wished to speak on this issue, she then declared the public hearing closed.

E. M/s (Brockbank/Hayashino) to Approve New Community Education Courses Summer 2007. The motion passed unanimously.

F. Modernization (Measure C) Contracts

M/s (Hayashino/Brockbank) to approve **Professional Services Contracts C.13.F.1.a(i) & (ii) and Amendment C.13.F.1.d(i).**

The motion passed unanimously.

- 1. Professional Services Contracts
 - a. New Short Form Contracts
 - i) **Contract Renewal Miller Brown & Dannis – District Legal Consultant**
 - ii) **Contract Renewal Endorsement Ford Graphics - Reprographics Services**
 - b. New Long Form Contracts - **none**
 - c. Full Contracts/Ratifications - **none**
 - d. Amendments (Short Form Contract)
 - i) **Special Advisor Services**

**Vanir Construction Management and Parsons/3DI –
Amendment #1**

e. Amendments (Long Form Contract) - **none**

2. **Construction Contracts**

- a. Bid Awards - **none**
- b. New Contracts - **none**
- c. Ratifications – **none**
- d. Change Orders - **none**
- e. Notices of Completion – **none**

G. M/s (Long/Kranenburg) to **Approve Notice of Completion for Miscellaneous Roof Repairs – Kentfield and Indian Valley Campuses.** The motion passed unanimously.

14. Information Items

A. Contracts and Agreement for Services Report – May 2007

B. Contracts for Designated Approval

15. Correspondence

Board members were asked to review the correspondence in their Board Packets

16. Board Meeting Evaluation

17. Adjournment

M/s (Long/Kranenburg) to adjourn the meeting. The motion passed unanimously and Board President Treanor adjourned the meeting at 11:00 p.m.

